IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 10th day of August 2005
Criminal Misc. Bail Application No.754/2005
Order on the bail application of accused

CRIMINAL SIDE

Natthu Gangwar S/o Hulasi Ram
R/o Ward No.1
Jail Camp Road Sitarganj
District U. S. Nagar ..….Applicant

Versus

State of Uttaranchal ……..Opposite Party

Arising out of case crime No.973 of 2005
State Vs. Pappu Gangwar & others
U/s 363, 366 I.P.C.
P.S. Khatima
District U. S. Nagar

Hon'ble J. C. S. Rawat, J.

Heard Sri D. N. Singh learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. Perusal of the statement recorded under section 161 Cr.P.C. reveals that Raju and Shailesh are not corroborating the factum of time of the incident. The learned counsel for the applicant contended that the evidence does not corroborate the prosecution story. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated 10.08.2005

LSR